

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF TENNESSEE  
WESTERN DIVISION

FILED BY  D.C.

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THOMAS M. GOULD  
CLERK, U.S. DISTRICT COURT  
W.D. OF TENN. MEMPHIS

LULA BELL LINDSEY,

Plaintiff,

v.

BAYER CORPORATION,

Defendant.

Case No.: 2:05cv2742-MI/P

Judge McCalla

Magistrate Judge Pham

**SCHEDULING ORDER**

Pursuant to written notice, a scheduling conference was held on November 3, 2005. Present were \_\_\_\_\_, counsel for plaintiff, and Frances C. Fenelon, counsel for defendant. At the conference the following dates were established as the final dates for:

Initial Disclosures pursuant to Fed.R.Civ.P. 26(a)(1): closed.

Joining Parties: closed.

Amending Pleadings: closed.

Initial Motions to Dismiss: due by January 15, 2006.

Completing All Case-Specific Discovery: due by May 31, 2006.

(a) Follow-up case-specific Document Production: must be served so that responses are received by February 15, 2006.

(b) Follow-up case-specific Depositions, Interrogatories and Requests for Admissions: taken or served so that responses are received by February 15, 2006.

(c) Expert Witness Disclosure (Rule 26):

(1) Disclosure of Plaintiff's case-specific Rule 26 Expert Information: due by March 28, 2006.

(2) Disclosure of Defendant's case-specific Rule 26 Expert Information: due by April 28, 2006.

(3) Case-specific Expert Witness Depositions: due by May 31, 2006.

Filing Dispositive Motions: due by June 30, 2006.

Other Relevant Matters:

No depositions may be scheduled to occur after the discovery cutoff date. All motions, requests for admissions, or other filings that require a response must be filed sufficiently in advance of the discovery cutoff date to enable opposing counsel to respond by the time permitted by the Rules prior to that date.

Motions to compel discovery are to be filed and served by the discovery deadline or within 30 days of the default or the service of the response, answer, or objection, which is the subject of the motion, if the default occurs within 30 days of the discovery deadline, unless the time for filing of such motion is extended for good cause shown, or the objection to the default, response, answer, or objection shall be waived.

This case is set for jury trial, and the trial is expected to last 8 day(s). The pretrial order date, pretrial conference date, and trial date will be set by the presiding judge.

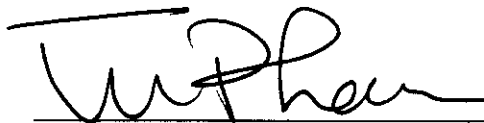
The parties are reminded that pursuant to Local Rule 11(a)(1)(A), all motions, except motions pursuant to Fed.R.Civ.P. 12, 56, 59, and 60 shall be accompanied by a proposed order.

The opposing party may file a response to any motion filed in this matter. Neither party may file an additional reply, however, without leave of the court. If a party believes that a reply is necessary, it shall file a motion for leave to file a reply accompanied by a memorandum setting forth the reasons for which a reply is required.

The parties have not consented to trial before the magistrate judge.

This order has been entered after consultation with trial counsel pursuant to notice. Absent good cause shown, the scheduling dates set by this order will not be modified or extended.

IT IS SO ORDERED.

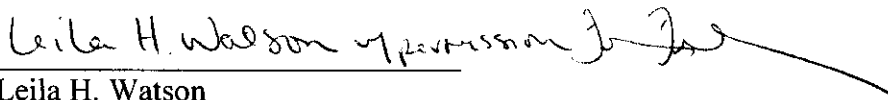


TU M. PHAM  
UNITED STATES MAGISTRATE JUDGE

Date: October 27, 2005

Dated: October 25, 2005.

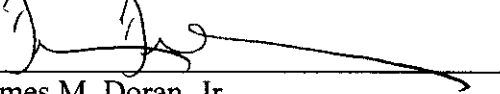
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## Notice of Distribution

This notice confirms a copy of the document docketed as number 5 in case 2:05-CV-02742 was distributed by fax, mail, or direct printing on October 27, 2005 to the parties listed.

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Honorable Jon McCalla  
US DISTRICT COURT